

SUPREME COURT OF ILLINOIS

TUESDAY, MARCH 22, 2005

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.20005 - In re: Patricia Lynn Hayes. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Review Board is allowed, and respondent Patricia Lynn Hayes is censured.

Order entered by the Court.

Garman, J., took no part.

M.R.20031 - In re: Robert J. Jenkins. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Robert J. Jenkins is censured.

Order entered by the Court.

SUPREME COURT OF ILLINOIS

COURT CONVENED AT 9:30 A.M., TUESDAY, MARCH 22, 2005

THE FOLLOWING ANNOUNCEMENTS WERE MADE:

ADVISEMENT DOCKET

No. 97506 - People State of Illinois et al., appellees, v. Gregory Seaphus, appellant.

Motion by appellant, pro se, to reinstate the case and for certain other relief. Motion denied.

Order entered by the Court.

No. 97507 - People State of Illinois et al., appellees, v. Gregory Seaphus, appellant.

Motion by appellant, pro se, to reinstate the case and for certain other relief. Motion denied.

Order entered by the Court.

No. 98824 - Dominic Sabbia, appellant, v. Nicholas Lombardi, appellee.

Motion by appellant, pro se, for stay of proceedings in the Circuit Court of Cook County in Sabbia v. Lombardi, case No. 98 CH 08113. Motion denied.

Order entered by the Court.

PEOPLE'S DOCKET

No. 97104 - In re K.S., a Minor (People State of Illinois, appellant, v. Kevin S., appellee).

On the Court's own motion, the order allowing the petition for leave to appeal is vacated as improvidently granted. The petition for leave to appeal is denied. In the exercise of this Court's supervisory authority, the Appellate Court, Second District, is directed to vacate its judgment in People v. Kevin S., case No. 2-02-0861. The appellate court is directed to reconsider its judgment in light of In re Arthur H., 212 Ill. 2d 441 (2004).

Order entered by the Court.

No. 100150 - Paul Runge, movant, v. Hon. Joseph G. Kazmierski, Judge of the Circuit Court of Cook County, respondent.

Motion by movant for a supervisory order. Motion denied.

Order entered by the Court.

#### CIVIL DOCKET

No. 100125 - Amy Joan Schneider, petitioner, v. Hon. Albert G. Webber, IV, Judge of the Circuit Court of Macon County, et al., respondents.

Motion by petitioner, pro se, for leave to file a petition for an original writ of mandamus. Motion denied.

Order entered by the Court.

No. 100141 - Natron Jackson, movant, v. Hon. Ellis E. Reid, Justice of the Appellate Court, First District, et al., etc., respondents.

Motion by movant for a supervisory order. Motion denied.

Order entered by the Court.

#### LEAVE TO APPEAL DOCKET

No. 98240 - People State of Illinois, petitioner, v. Kendrick Pearson, respondent.

Motion by respondent, pro se, to expedite consideration of petition for leave to appeal. Motion to expedite allowed. Petition for leave to appeal denied.

Order entered by the Court.

No. 100175 - People State of Illinois, respondent, v. David Cady, petitioner.

Motion by petitioner, pro se, for leave to file late petition for leave to appeal and, if granted, to file fewer than twenty copies of the petition. Motion denied.

Order entered by the Court.

THE FOLLOWING MOTIONS WERE PRESENTED AND ORDERS WERE ENTERED AS INDICATED:

ADVISEMENT DOCKET

No. 91547 - People State of Illinois, appellee, v. Roy I. Caballes, appellant.

Motion by appellant to permit additional briefing and argument limited to the provisions of the Illinois Constitution of 1970, Article 1, Section 6.

PEOPLE'S DOCKET

No. 98357 - People State of Illinois, appellee, v. Enice Lyles, Jr., appellant.

Motion by appellant to allow Elizabeth A. Botti, Assistant Appellate Defender, to withdraw as counsel and substitute Richard D. Frazier of the law firm Metnick, Cherry, Frazier & Sabin, L.L.P., as counsel for appellant. Motion allowed.

Order entered by Justice Freeman.

Motion by appellee for leave to file notice of election instant. Motion allowed.

Order entered by Justice Freeman.

No. 98911 - People State of Illinois, appellee, v. Teodoro Baez, appellant.

Motion by appellant for an extension of time for filing brief to and including June 13, 2005. Motion allowed.

Order entered by Justice Freeman.

No. 100246 - Kellie R. Watson, petitioner, v. State of Illinois, respondent.

Motion by petitioner, pro se, for leave to file a petition for an original writ of mandamus.

Motion by petitioner, pro se, for leave to proceed in forma pauperis. Motion allowed.

Order entered by Justice Freeman.

#### CIVIL DOCKET

No. 98813 - Shante Razor, appellee, v. Hyundai Motor America, appellant.

Motion by Mercedes-Benz U.S.A., L.L.C. for leave to file a brief instante as amicus curiae in support of appellant. Motion allowed.

Order entered by Justice Freeman.

No. 98909 - Deena Perlstein et al., appellees, v. Maurice Wolk et al., appellants.

Motion by appellants to substitute instante a corrected page 20 to appellant's brief and corrected page 5 to appellant's reply brief. Motion allowed.

Order entered by Justice Thomas.

No. 100125 - Amy Joan Schneider, petitioner, v. Hon. Albert G. Webber, IV, Judge of the Circuit Court of Macon County, et al., respondents.

Motion by petitioner, pro se, for leave to supplement instante motion for leave to file a petition for an original writ of mandamus.

No. 100197 - The Illinois State Chamber of Commerce, appellee, v. John Filan, etc., et al., appellants.

Motion by appellants for an order to accelerate the appeal, set the following briefing schedule: appellants' brief due March 24, 2005; appellee's brief due April 4, 2005; and reply brief April 29, 2005; and, schedule the case for oral argument during the first or second week of the May Term 2005.

LEAVE TO APPEAL DOCKET

No. 99917 - People State of Illinois, respondent, v. Dionta Thompson, petitioner.

Motion by petitioner, pro se, for leave to file instantan an amended/supplemental petition for leave to appeal. Motion allowed.

Order entered by Justice Freeman.

No. 100242 - In the Interest of Jacqueline N., a Minor (People State of Illinois, respondent, v. Linda N., petitioner).

Motion by petitioner for leave to file petition for leave to appeal instantan in excess of the page limitation, but not exceeding 26 typewritten pages. Motion allowed

Order entered by Justice Freeman.

No. 100243 - Liberty Mortgage Corporation et al. (Robin Zahran, petitioner v. Harsha Sud et al., respondents).

Motion by petitioner, pro se, for leave to file petition for leave to appeal instantan. Motion allowed.

Order entered by Justice Thomas.

MISCELLANEOUS RECORD

M.R. 18216 - In re: Barbara Weinstein Stackler. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission for leave to file an amended petition for order and judgment for costs. Motion allowed.

Order entered by Justice Freeman.

M.R. 19679 - In re: Amiel Stephen Cueto. Disciplinary Commission.

Motion by Amiel Stephen Cueto to stay proceedings on the Administrator's petition for order and judgment of costs. Motion denied.

Order entered by Justice Karmeier.

M.R. 19973 - In re: Kevin Michael Brill. Disciplinary Commission.

Motion by the Administrator of the Attorney Registration and Disciplinary Commission for leave to file reply instanter to respondent's answer to rule to show cause. Motion allowed.

Order entered by Justice Thomas.

M.R. 20123 - In re: Valerie C. Breslin, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Valerie C. Breslin to Valerie Breslin Montague. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R. 20124 - In re: Donna M. Linn, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Donna M. Linn to Donna Robinson. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R. 20125 - In re: Sarah Amelia Naumer, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Sarah Amelia Naumer to Sarah Naumer Galioto. Motion allowed.

Order entered by Chief Justice McMorrow.

SUPREME COURT OF ILLINOIS

TUESDAY, MARCH 22, 2005

THE FOLLOWING ANNOUNCEMENTS WERE MADE:

PEOPLE'S DOCKET

No. 100188 - Edward Colon, movant, v. Hon. Sheila M. O'Brien, Justice of the Appellate Court, First District, et al., respondents.

Motion by movant for a supervisory order. Motion allowed. In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its order of December 12, 2004, dismissing the appeal for lack of jurisdiction in People v. Colon, No. 1-04-0134. The appellate court is directed to reinstate the appeal.

Order entered by the Court.

CIVIL DOCKET

No. 100178 - Allstate Life Insurance Company, movant, v. Illinois Appellate Court, Second District, et al., etc., respondents.

Motion by movant for a supervisory order. Motion allowed. In the exercise of this Court's supervisory authority, the Appellate Court, Second District, is directed to vacate its order of January 21, 2005, in case No. 2-04-1260, denying interlocutory review in Lee et al. v. Allstate Life Insurance Co., Kane County No. 03 LK 127, to enter an order allowing interlocutory review, and to consider the class certification issue on the merits.

Order entered by the Court.



SUPREME COURT OF ILLINOIS

CALL OF THE DOCKET, TUESDAY, MARCH 22, 2005

No. 98909 - Deena Perlstein et al., appellees, v. Maurice Wolk et al., appellants. Appeal, Appellate Court, Second District.

Oral argument by Gino L. DiVito for appellants and by Thomas W. Gooch III for appellees. Submitted. Agenda 12.

No. 98919 - Teresa Gillen, Special Adm'r., etc., appellee, v. State Farm Mutual Automobile Insurance Company, appellant. Appeal, Appellate Court, First District.

Oral argument by John R. Adams for appellant and by Devon C. Bruce for appellee. Submitted. Agenda 13.

No. 98990 - R.D. Masonry, Inc., appellee, v. Industrial Commission of Illinois (Scott Hunter, appellant). Appeal, Appellate Court, First District.

Oral argument by Richard E. Aleksy for appellant and by Mark P. Rusin for appellee. Submitted. Agenda 14.